

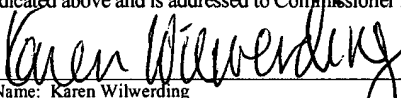


S/N 10/705,635

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cabrera, et al. Examiner: Lao, Sue X  
Serial No.: 10/705,635 Group Art Unit: 2194  
Filed: November 10, 2003 Docket No.: MS113604.2/40062.132USC1  
Title: LOGICAL VOLUME MOUNT MANAGER

CERTIFICATE UNDER 37 CFR 1.10	
Express Mail No.:	EV55438865US
Date of Mailing:	October 26, 2005
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
By:	
Name: Karen Wilwerding	

TERMINAL DISCLAIMER TO OBVIATE  
A DOUBLE PATENTING REJECTION

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Dear Sir:

Petitioner, Microsoft Corporation, a corporation organized and existing under the laws of the State of Washington and having its primary place of business at One Microsoft Way, in the County of King, and the State of Washington, represents that it is the owner of the entire right, title and interest in U.S. Patent Application Serial No. 10/705,635, filed on November 10, 2003 and entitled LOGICAL VOLUME MOUNT MANAGER, by virtue of our assignment recorded at Reel 009451, Frame 0054.

Petitioner, Microsoft Corporation, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,496,839 and hereby agrees that any patent so granted on the above-identified application shall

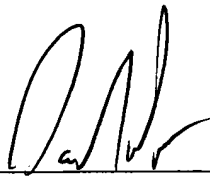
be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,496,839, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,496,839, in the event that United States Patent No. 6,496,839 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: October 26, 2005

  
\_\_\_\_\_  
David D. Wier, Reg. No. 48,229



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
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JANUARY 12, 1999

PTAS

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH PA  
SHERYL SUE HOLLOWAY  
P.O. BOX 2938  
MINNEAPOLIS, MN 55402



\*100834646A\*

**UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/11/1998

REEL/FRAME: 9451/0054

NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

**ASSIGNOR:**

CABRERA, LUIS FELIPE

DOC DATE: 07/17/1998

**ASSIGNOR:**

KUSTERS, NORBERT P.

DOC DATE: 07/16/1998

**ASSIGNOR:**

WIELAND, PETER W.

DOC DATE: 07/20/1998

**ASSIGNOR:**

RIMNE, ROBERT D.

DOC DATE: 07/16/1998

**ASSIGNEE:**

MICROSOFT CORPORATION  
ONE MICROSOFT WAY  
REDMOND, WASHINGTON 98052-6399

SERIAL NUMBER: 09096772

FILING DATE: 06/12/1998

PATENT NUMBER:

ISSUE DATE:

Schwegman, Lundberg,  
Woessner & Kluth, P.A.

JAN 19 1999  
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9451/0054 PAGE 2

MAURICE CARTER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

09-18-1998

Atty Ref/Docket No.: 777.125US1



To the Honorable Commissioner of Patents and Trademarks: Please record the attai

1. Name of conveying party(ies):

Luis Felipe Cabrera, Norbert P. Kusters, Peter W. Wieland and  
Robert D. Rinne

100834646

2. Name and address of receiving party(ies):

Name: Microsoft Corporation

Street Address: One Microsoft Way

City: Redmond State: WA ZIP: 98052-6399

Additional name(s) of conveying party(ies) attached? [ ] Yes [X] No

3. Nature of conveyance:

[X] Assignment

[ ] Merger

[ ] Security Agreement

[ ] Change of Name

[ ] Other

Additional name(s) & address(es) attached? [ ] Yes [X] No

Execution Date: July 17, 1998, July 16, 1998, July 20, 1998, July 16,  
1998

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

B. Patent No.(s)

Serial No. 09/096,772, filed June 12, 1998

Additional numbers attached? [ ] Yes [X] No

5. Name and address of party to whom correspondence  
concerning document should be mailed:

Name: Sheryl Sue Holloway

Address: Schwegman, Lundberg, Woessner & Kluth, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$ 40.00

[X] Enclosed

[ ] Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our  
Deposit account number: 19-0743

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Bradley A. Forrest/Reg. No. 30.837

Name of Person Signing

Signature

Date

Total number of pages including cover sheet: 4

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## ASSIGNMENT

WHEREAS, we, Luis Felipe Cabrera, Norbert P. Kusters, Peter W. Wieland and Robert D. Rinne (hereinafter referred to as ASSIGNORS), having post office addresses of 2009 Killarney Way SE, Bellevue, WA 98004, 19310 NE 129th Way, Woodinville, WA 98072, 15444 SE 21st Place, Bellevue, WA 98007 and 2648 Cascadia Avenue South, Seattle, WA 98144 respectively, are the joint inventors of an invention entitled "LOGICAL VOLUME MOUNT MANAGER", as described and claimed in the specification forming part of an application for United States letters patent filed June 12, 1998 and assigned serial number 09/096,772;

WHEREAS, Microsoft Corporation (hereinafter referred to as ASSIGNEE), a corporation of the State of Washington having a place of business at One Microsoft Way, Redmond, WA 98052-6399, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns for their use and benefit and of their successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding said letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 17 day of July, 1998.

Luis Felipe Cabrera  
Luis Felipe Cabrera

STATE OF WA )

)ss.

COUNTY OF King )

On this 17 day of July, 1998 before me personally appeared Luis Felipe Cabrera to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and purposes therein set forth.

[SEAL]

Melissa Whitmore  
Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand this 16 day of July, 1998.

Norbert P. Kusters  
Norbert P. Kusters

STATE OF WA )

)ss.

COUNTY OF King )

On this 16 day of July, 1998 before me personally appeared Norbert P. Kusters to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and purposes therein set forth.

[SEAL]

Melissa Whitmore  
Notary Public

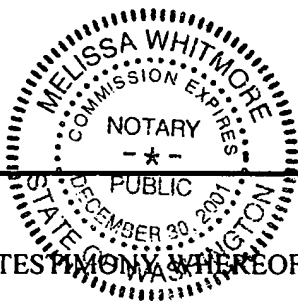
IN TESTIMONY WHEREOF, I have hereunto set my hand this 20 day of July, 1998.

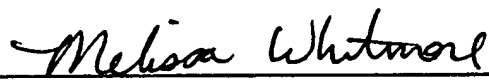
  
Peter W. Wieland

STATE OF WA )  
 )ss.  
COUNTY OF King )

On this 20 day of July, 1998 before me personally appeared Peter W. Wieland to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and purposes therein set forth.

[SEAL]



  
Notary Public

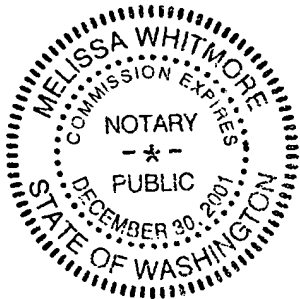
IN TESTIMONY WHEREOF, I have hereunto set my hand this 16 day of July, 1998.

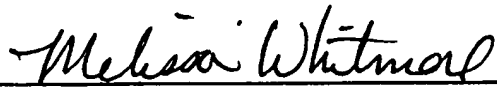
  
Robert D. Rinne

STATE OF WA )  
 )ss.  
COUNTY OF King )

On this 16 day of July, 1998 before me personally appeared Robert D. Rinne to me known and known to me to be the person described in and who executed the foregoing instrument, and he/she duly acknowledged to me that he/she executed the same for the uses and purposes therein set forth.

[SEAL]



  
Notary Public